

**Introduced by Senator Wiggins**

February 23, 2007

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An act to add Section 11011.26 to the Government Code, relating to state property, and making an appropriation therefor.

**LEGISLATIVE COUNSEL'S DIGEST**

SB 678, as introduced, Wiggins. Surplus state property: County of Napa.

Existing law authorizes the Director of General Services to dispose of state surplus property, subject to specified conditions, including authorization by the Legislature.

This bill would authorize the director to sell or exchange, at current fair market value, all or part of a specified parcel of state property to the County of Napa upon those terms, conditions, reservations and exceptions the director determines are in the best interest of the state, by January 1, 2010. The bill would require any agreement for the sale or exchange of the property to include a provision that requires the County of Napa to retain title to the property for use as a park or wilderness preserve, or in the event of a future sale of that property by the county, require the county, by recorded easement, to limit future uses of the property to a park or wilderness preserve. The bill would also require reimbursement of the Department of General Services for any cost or expense incurred in the disposition of the property from the proceeds of the disposition of the property. The bill would require the net proceeds of any moneys received from the disposition of the property to be paid into the Deficit Recovery Bond Retirement Sinking Fund Subaccount, a continuously appropriated fund, thereby resulting in an appropriation. The bill would exempt any sale, lease, conveyance, or

exchange of the property from specified provisions of the California Environmental Quality Act.

Vote:  $\frac{2}{3}$ . Appropriation: yes. Fiscal committee: yes.  
State-mandated local program: no.

*The people of the State of California do enact as follows:*

1 SECTION 1. Section 11011.26 is added to the Government  
2 Code, to read:

3 11011.26. (a) Except as provided in subdivisions (b) and (c),  
4 the Director of General Services may sell or exchange at current  
5 fair market value to the County of Napa, upon those terms and  
6 conditions and subject to those reservations and exceptions the  
7 director determines are in the best interests of the state, all or any  
8 part of the following real property, by January 1, 2010, after which  
9 date, if not sold or exchanged, the property is no longer surplus:

10 Approximately 850 acres of property, located at the Napa State  
11 Hospital, 2100 Napa Vallejo Highway, Napa, Napa County.

12 (b) Notwithstanding the terms and conditions negotiated  
13 pursuant to subdivision (a), in no event may the director sell or  
14 exchange the property identified in subdivision (a) at a value less  
15 than current fair market value.

16 (c) An agreement for the sale or exchange of the property  
17 identified in subdivision (a), pursuant to subdivisions (a) and (b),  
18 shall require the County of Napa to retain title to the entire property  
19 sold or exchanged for use as a park or wilderness preserve, or in  
20 the event of the future sale or exchange of that property by the  
21 County of Napa, shall require the County of Napa, by recorded  
22 easement, to limit future uses of the property to a park or  
23 wilderness preserve.

24 (d) The Department of General Services shall be reimbursed  
25 for any cost or expense incurred in the disposition of the property  
26 described in subdivision (a) from the proceeds of the disposition.  
27 The net proceeds of any moneys received from the disposition of  
28 the property shall be paid into the Deficit Recovery Bond  
29 Retirement Sinking Fund Subaccount, as established by subdivision  
30 (f) of Section 20 of Article XVI of the California Constitution.

31 (e) Any sale, lease, conveyance, or exchange of the parcels  
32 described in this section is exempt from Chapter 3 (commencing

- 1 with Section 21100) to Chapter 6 (commencing with Section
- 2 21165), inclusive, of Division 13 of the Public Resources Code.

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